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February 26, 2018  
**(CORRECTED)**

BY HAND AND ECF

The Honorable Lewis A. Kaplan  
United States District Judge  
United States District Court  
for the Southern District of New York  
500 Pearl Street  
New York, New York 10007

Re: Chevron Corp. v. Donziger, No. 11 Civ. 691 (LAK)

Dear Judge Kaplan:

In response to the Court's Order of February 22, 2018 (ECF No. 1955), and as a member of the Bar of this Court, I hereby affirm that the time records (i.e., spreadsheets) that I submitted to the Court on November 21, 2017 were made and maintained contemporaneously with the work and dates reflected therein.

Given Cleary Gottlieb Steen & Hamilton LLP's policies and procedures regarding retired partners' permitted outside and compensated law-related work (e.g., serving as arbitrator, mediator, or special master), my secretary timely recorded (and maintained) on those spreadsheets the work and time detail that I provided to her on a daily or near-daily basis between March 26 and June 30, 2013.<sup>1</sup> I also periodically reviewed her spreadsheets in that time frame.

Respectfully,



Max Gitter  
Senior Counsel

<sup>1</sup> I retired as a partner of the firm on January 1, 2010.

The Honorable Lewis A. Kaplan, p. 2

cc (by email and ECF):

Steven R. Donziger

Randy M. Mastro